

IN RE: JUAN RAUL ESCOBAR DEBIEN

Bkrtcy. No. 11-02120-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Mar 14, 2011</u>	Meeting Date: <u>Apr 15, 2011</u>	DC Track No. <u>2</u>						
Days from petition date: <u>32</u>	Meeting Time: <u>8:00 AM</u>							
910 Days before Petition: <u>9/15/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Mar 14, 2011 Dkt.#2</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>1</u> Bankruptcy petition. <u>(15 years 150)</u>	Plan Base: <u>\$18,600.00</u>							
This is the <u>1</u> Scheduled Meeting	Confirmation Hearing Date: <u>May 25, 2011</u>	Time: <u>2:00 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$0.00</u>
Ck/MO No.	Date	Amount						

I. <u>Appearances:</u>		<input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference	<input checked="" type="checkbox"/> Creditor(s) present: <u>None.</u>
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Debtor Absent	<u>BPAR - Gutierrez</u>
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input checked="" type="checkbox"/> Examined	<input type="checkbox"/> Not Examined under oath.		
Attorney for Debtor(s) <input checked="" type="checkbox"/> Present	<input type="checkbox"/> Not Present		
<input type="checkbox"/> Substitute attorney: <u>J. Prieto</u>	<input type="checkbox"/> Pro-se.		

II. Attorneys Fees as per R 2016(b) Statement		Attorney of record: <u>JOSE PRIETO CARBALLO*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$396.00</u>	Outstanding: <u>\$2,604.00</u>
		THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss: <input type="checkbox"/>	For Failure to appear; <input type="checkbox"/>	For Failure to commence payments. <input type="checkbox"/>
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IV. Trustee's Report on Confirmation & Status of §341 Meeting		Liquidation Value: <u>0</u>
Debtor(s) Income is (are) <input type="checkbox"/> Under <input checked="" type="checkbox"/> Above Median Income.	Gen. Unsecured Pool: <u>0</u> <u>1</u>	
Commitment Period is <input type="checkbox"/> 36 <input checked="" type="checkbox"/> 60 months. [§1325(b)(1)(B)]		
<u>496</u> The Trustee <input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS	Plan confirmation.	
§341 Meeting <input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input checked="" type="checkbox"/> CLOSED	<input type="checkbox"/> HELD OPEN FOR <u> </u> DAYS	
§341 Meeting Rescheduled for: <u> </u>		

V. Trustee's OBJECTIONS to Confirmation:			
<input type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED	<input type="checkbox"/> To pay §507	<input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Failure to comply with Tax returns requirements. [§1308]		
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)	<input type="checkbox"/> Unfair Discrimination §1322(a)(3)	

ADDITIONAL OBJECTIONS / COMMENTS:
<u>(1) Submit paystubs Dec. 2010 all of them and complete for months Jan-Feb 2011 since we are missing paystubs Debtor receives income on a weekly basis. Debtor states amount is the same, will not affect Gen. unsecured Pool.</u>

/s/ José R. Carrión
TrusteeJulio Prieto
Presiding Officer

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Date: Apr 15, 2011